IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.GIRI

MONDAY, THE 15TH OCTOBER 2007 / 23RD ASWINA 1929

WP(C).No. 30390 of 2007(P)

PETITIONER:

C.S.SREEDAS NAMBOOTHIRI, CIRCLE
INSPECTOR OF POLICE (NOW ON LEAVE)
THUMBASSERIL, T.C.27/1483, CONVENT ROAD,
THIRUVANANTHAPURAM.

BY ADV. SRI.S.JAYAKRISHNAN
SRI.V.PURUSHOTHAMA PANICKER

RESPONDENTS:

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1. ADDL.CHIEF SECRETARY TO GOVERNMENT,
HOME AND VIGILANCE DEPARTMENT AND CONVENER OF
DEPARTMENTAL PROMOTION COMMITTEE (HIGHER)
OF POLICE DEPARTMENT, GOVERNMENT SECRETARIAT,
THIRUVANANTHAPURAM.

2. THE CHAIRMAN, KERALA PUBLIC SERVICE
COMMISSION AND THE CHAIRMAN OF DEPARTMENTAL
PROMOTION COMMITTEE (HIGHER) OF POLICE
DEPARTMENT, KERALA PUBLIC SERVICE COMMISSION
OFFICE, PATTOM, THIRUVANANTHAPURAM.

3. THE DIRECTOR GENERAL OF POLICE,
KERALA AND MEMBER OF THE DEPARTMENTAL
PROMOTION COMMITTEE (HIGHER) OF POLICE
DEPARTMENT, POLICE HEAD QUARTERS,
THIRUVANANTHAPURAM.

BY G.P. SRI.BEJOY CHANDRAN

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 15/10/2007, THE COURT ON 15/10/2007 DELIVERED THE FOLLOWING:

V.GIRI, J.

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W.P.(C) No.30390 of 2007

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Dated this the 15th day of October, 2007.

JUDGMENT

The petitioner is aggrieved by Ext.P3 decision taken by the Departmental Promotion Committee(Higher) for preparation of the select list of Circle Inspectors fit for promotion as Dy.S.Ps. in the year 2006, in relation to the vacancies arising in 2007. The petitioner's case was considered by the DPC and it was noted by the DPC that since the petitioner had been imposed a punishment of bar of one increment for one year with cumulative effect vide Government Order dated 29.9.2006, he was found to be unsuitable.

2. The DPC is entitled to take into account the punishment imposed on the petitioner in terms of Rule 28(b)(2) of KS&SSR. If the petitioner has any objections against the select list published, he is entitled to file objections in relation thereto under Rule 28(b)(1)(8)(a) of the said Rules. The petitioner may prefer his objections in relation to Ext.P3, if he so advised. Subject to this, the Writ Petition is disposed of.

V.GIRI
Judge

pms